

ORIGINAL



0000105286

BEFORE THE ARIZONA CORPORATION COMMISSION

2009 NOV 20 P 4: 14

COMMISSIONERS

MIKE GLEASON - Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

NOV 20 2009

DOCKETED BY

mm

IN THE MATTER OF THE APPLICATION
OF JOHNSON UTILITIES COMPANY, LLC
DBA JOHNSON UTILITIES COMPANY FOR
AN INCREASE IN ITS WATER AND
WASTEWATER RATES FOR CUSTOMERS
WITHIN PINAL COUNTY, ARIZONA.

Docket No.: WS-02987A-08-0180

**INTERVENOR
TOWN OF FLORENCE'S
OPENING BRIEF**

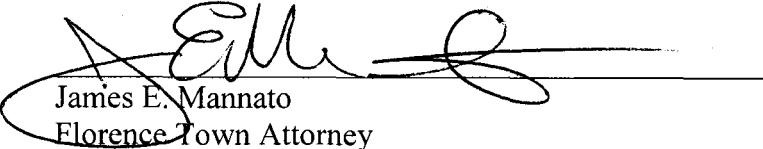
Pursuant to the orders of the Administrative Law Judge Hon. Teena Wolfe, Intervenor
Town of Florence presents its Opening Brief in this matter.

Florence, as a municipal water provider, intervened in this matter hoping to promote the
development of equitable rates for water and wastewater service within its corporate limits as a
matter of public policy. The current and future residents of Florence will be substantially
affected by the rate increase proposed by the applicant Johnson Utilities Company (the
"Applicant"), because a large portion of the Town of Florence is within the territory comprised
by the Certificate Convenience and Necessity ("CC&N") of Applicant. At this time, the Town of
Florence has approved the development of 37,399 dwelling units within the CC&N of Applicant.

Having considered the testimony of each party's witnesses in this matter, The Town of
Florence respectfully asks the members of this Commission to adopt and approve the
recommendations contained in that document filed in this matter entitled "Staff's Notice of
Filing Final Schedules" dated October 30th, 2009. The Town of Florence believes that the
recommendations contained in "Staff's Final Schedules" will, in fact, promote equity in the

1 provision of water and wastewater treatment services rendered to the citizens of the Town of
2 Florence.

3 RESPECTFULLY SUBMITTED this 20th day of November 2009.

4
5 
6 James E. Mannato
7 Florence Town Attorney
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Original and 13 copies filed this 20th day of November, 2009, with:

2 Arizona Corporation Commission
3 Docket Control
4 1200 W. Washington Street
5 Phoenix, AZ 85007

6 A copy of the foregoing document was mailed this
7 20th day of November, 2009 to:

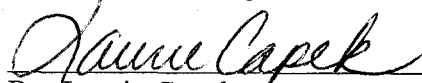
8 Ernest G. Johnson, Dir. of Utilities
9 Arizona Corporation Commission
10 Utilities Division
11 1200 W. Washington Street
12 Phoenix, AZ 85007

13 Robin Mitchell
14 Legal Division
15 Arizona Corporation Commission
16 1200 W. Washington Street
17 Phoenix, AZ 85007

18 Mr. George Johnson
19 Johnson Utilities Company
20 5230 E. Shea Blvd.
21 Scottsdale, AZ 85254

22 Jeffrey W. Crockett
23 Snell & Wilmer, LLP
24 One Arizona Center
25 400 E. Van Buren
26 Phoenix, AZ 85004-2202
27 Attorney for Johnson Utilities, LLC

28 Craig A. Marks
Attorney at Law
10645 N. Tatum Blvd., Suite 200-676
Phoenix, AZ 85028
Attorney for Swing First Golf, LLC

By: 
Laurie Capek